



California Regional Water Quality Control Board San Diego Region



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Certified Return Receipt Requested
7008 1140 0002 4060 6708

May 18, 2009

<p>IN THE MATTER OF:</p> <p>Mr. Graham Mitchell, City Manager City of Lemon Grove 3232 Main Street Lemon Grove, CA 91945</p> <p>Subject: City of Lemon Grove Jurisdictional Urban Runoff Management Program</p>	<p>NOTICE OF VIOLATION R9-2009-0086</p> <p>In reply refer to: CIWIQS No. 236851:carias</p>
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The City of Lemon Grove is Hereby Notified of a Violation of:

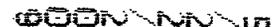
California Regional Water Quality Control Board, San Diego Region (Regional Board) Order No. R9-2007-0001, National Pollutant Discharge Elimination System (NPDES) Permit No. CAS0108758, Waste Discharge Requirements for Discharges of Urban Runoff from the Municipal Separate Storm Sewer Systems (MS4s) Draining the Watersheds of the County of San Diego, the Incorporated Cities of San Diego County, the San Diego Unified Port District, and the San Diego County Regional Airport (Order No. R9-2007-0001).

A. Background

On April 11, 2008, the Regional Board received a Jurisdictional Urban Runoff Management Plan (JURMP) for the City of Lemon Grove (City). The JURMP was received 18 days after the March 24, 2008 due date.

After review of the JURMP, Regional Board staff met with City storm water staff on May 5, 2009, to discuss the City's JURMP and JURMP program and evaluate compliance with Order No. R9-2007-0001. The violation described below is based on the information contained in the City's JURMP dated April 11, 2008, and confirmed at the subsequent meeting with the City.

California Environmental Protection Agency



B. Alleged Violation

Failure To Provide an Adequate Jurisdictional Urban Runoff Management Plan (JURMP) As Required By Standard Provision J.1.a (1) and (3) of Order No. R9-2007-0001. Standard Provision J.1.a (1) states: "*Copermittees – The written account of the overall program to be conducted by each Copermittee to meet the jurisdictional requirements of section D of this Order is referred to as the Jurisdictional Urban Runoff Management Plan (JURMP). Each Copermittee shall revise and update its JURMP so that it describes all activities the Copermittee will undertake to implement the requirements of each component of Jurisdictional Urban Runoff Management Program section D of this Order.*

Standard Provision J.1.a (3) states: "*At a minimum, each Copermittee's JURMP shall be updated and revised to contain the following information:*

- (a). Non-Storm Water Discharges*
- (b). Administrative and Legal Procedures*
- (c). Development Planning*
- (d). Construction*
- (e). Municipal*
- (f). Industrial and Commercial*
- (g). Residential*
- (h). Illicit Discharge Detection and Elimination*
- (i). Education*
- (j). Public Participation*
- (k). Fiscal Analysis*
- (l). Program Effectiveness Assessment*
- (m). JURMP Modification*

The City's JURMP dated April 11, 2008 does not adequately describe all activities the City of Lemon Grove is undertaking to implement the requirements of each component of section D of Order No. R9-2007-0001. The City's failure to provide an adequate JURMP is a violation of Order No. R9-2007-0001.

C. Potential Civil Liability

Such a violation subjects the City to possible enforcement action by the Regional Board, including administrative enforcement orders requiring the City to cease and desist from violations, or to clean up waste and abate existing or threatened conditions of pollution or nuisance; administrative civil liability in amounts of up to \$10,000 per day per violation; referral to the State Attorney General for injunctive relief; and, referral to the District Attorney for criminal prosecution.

